

REMARKS

In response to the Final Office Action mailed on December 14, 2007, Applicants respectfully request reconsideration based on the above claim amendments and following remarks in conjunction with the filing of Request for Continued Examination. Applicants respectfully submit that the claims presented are in condition for allowance.

Claims 1, 3-11 and 13-23 were rejected under 35 USC 102(e) as being allegedly anticipated by U.S. Patent No. 6,658,415 (Brown et al.) (herein referred to as "Brown"). This rejection is traversed for the following reasons.

Claim 1 as amended recites, *inter alia*, "automatically signaling a personal recording device to record a program on behalf of said customer entity." In applying Brown, the Examiner cites to sections of Brown describing a data storage medium 40 and data storage structures 262 and 264. These data storage elements in Brown are not for recording a program, but rather are for storing system settings such as user-designated preferences and user authorities and passwords. These data storage elements are not used to record programs as recited in claim 1. Thus, Brown cannot anticipate claim 1.

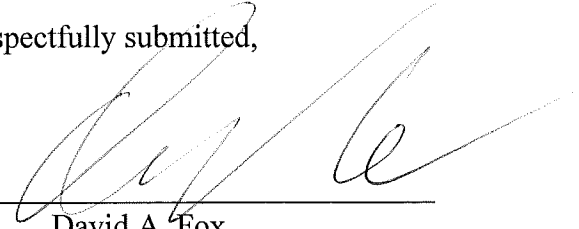
For at least the above reasons, claim 1 is patentable over Brown. Claims 3-10 depend from claim 1 and are patentable over Brown for at least the reasons advanced with reference to claim 1. Claims 11 and 21, as amended, recite features similar to those discussed above with reference to claim 1 and are patentable over Brown for at least the reasons advanced with reference to claim 1. Claims 13-20 depend from claim 11, and claims 22-23 depend from claim 21 are patentable over Brown for at least the reasons advanced with reference to claim 1.

In view of the foregoing, it is respectfully submitted that the application is in condition for allowance. Accordingly, it is respectfully requested that this application be allowed and a Notice of Allowance issued. If the Examiner believes that a telephone conference with Applicant's attorneys would be advantageous to the disposition of this case, the Examiner is cordially requested to telephone the undersigned.

If there are any charges with respect to this response or otherwise, please charge them to Deposit Account 06-1130 maintained by Applicants' attorneys.

Respectfully submitted,

By

A handwritten signature in black ink, appearing to read 'David A. Fox', is written over a horizontal line.

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